

ASSEMBLY BILL

No. 2313

Introduced by Assembly Member Tran

February 21, 2008

An act to amend Section 13996.65 of the Government Code, relating to international trade and investment.

LEGISLATIVE COUNSEL'S DIGEST

AB 2313, as introduced, Tran. International trade and investment.

Existing law prohibits the Secretary of Business Transportation and Housing from establishing any international trade and investment office, unless certain conditions are met.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 13996.65 of the Government Code is
2 amended to read:
3 13996.65. (a) (1) The Secretary of Business, Transportation
4 and Housing is prohibited from establishing any international trade
5 and investment office unless the following conditions are met:
6 (A) The secretary determines that, based on a review of the
7 international trade and investment policies and the
8 recommendations and priorities established in the international
9 trade and investment strategy developed pursuant to Section

1 13996.55, it is appropriate to consider establishing international
2 trade and investment offices.

3 (B) The secretary prepares a separate international trade and
4 investment office strategy, that meets the requirements and
5 conditions of this section.

6 (C) The international trade and investment office strategy
7 receives statutory authorization pursuant to the requirements and
8 conditions of this section.

9 (D) The secretary submits a business plan to the Legislature;
10 that meets the requirements of Section 13996.7.

11 (2) This chapter does not apply to any international trade and
12 investment office established pursuant to Section 13997.1.

13 (b) If the secretary determines that opening international trade
14 and investment offices is in the best interest of the state, the
15 secretary shall develop a strategy for selecting, opening, and
16 managing international trade and investment offices.

17 (c) The international trade and investment office strategy shall
18 conform to at least all of the following requirements:

19 (1) It shall be based on the needs and priorities of California's
20 businesses.

21 (2) It shall be consistent with the resources and priorities of the
22 overall trade and investment strategy submitted to the Legislature
23 pursuant to Section 13996.55.

24 (3) It shall define the program's goals, objectives, and timelines
25 for achieving quantifiable targets. Individual offices may have
26 separate missions or play different roles within the overall
27 international trade and investment office strategy. To the extent
28 that the proposed offices are expected to assist businesses in
29 opening new markets, these activities shall be targeted primarily
30 to small- and medium-sized businesses.

31 (4) It shall outline the Business, Transportation and Housing
32 Agency's management and oversight responsibilities, funding
33 levels, and activities.

34 (5) It shall outline how international trade and investment office
35 locations will be selected by the secretary and approved by the
36 Governor, including the general geographic locations, number of
37 offices, a process for determining how long an office should remain
38 operational, and duties undertaken by the offices.

39 (6) It shall define how the offices will be funded, including
40 funding for oversight and monitoring.

1 (7) It shall consider how offices will be staffed, including
2 staffing levels and types of positions needed to operate the offices
3 proposed in the international trade and investment office strategy.

4 (8) It shall provide a conflict-of-interest policy and gift policy.

5 (9) It shall provide for the appointment of a senior level
6 international trade and investment office manager as described in
7 subdivision (c) of Section 99106.

8 (d) The international trade and investment office strategy shall
9 be submitted to the Chief Clerk of the Assembly and the Secretary
10 of the Senate. A copy of the strategy shall be provided to the
11 Speaker of the Assembly, the President pro Tempore of the Senate,
12 and the chairs of the Assembly Committee on Jobs, Economic
13 Development, and the Economy and the Senate Committee on
14 Business, Professions and Economic Development, or the successor
15 committees with jurisdiction over international trade and economic
16 development programs.

17 (e) (1) The international trade and investment office strategy
18 shall be reviewed in at least one public hearing by the relevant
19 policy and fiscal committees of each house of the Legislature. The
20 hearings shall be held within 60 days of the strategy being
21 submitted to the Legislature. If the strategy is submitted when the
22 Legislature is in recess, the hearings shall occur within 60 days of
23 the members convening.

24 (2) The legislative committees may make recommendations to
25 the secretary on the strategy, and the secretary may modify the
26 strategy accordingly.

27 (f) The international trade and investment office strategy shall
28 be updated no less than every five years from the date that the first
29 strategy is submitted to the Chief Clerk of the Assembly and the
30 Secretary of the Senate.

31 (g) The international trade and investment office strategy shall
32 be implemented only upon statutory authorization by the
33 Legislature.